

REGULAR MEETING OCTOBER 18, 2010

The Mayor and City Council of the City of Washington, Georgia, held their regular monthly meeting on Monday, October 18, 2010, 6 PM at the Pope Conference Center. Mayor W.E. Burns presided.

Present were: Mayor Burns, Council members Barnett, Cullars, Eaton, Pope, Rainey and Tutt. Also present were City Administrator Eskew, City Clerk Danner, City Attorney Fleming and Capt. Glenn of the Police Department.

Visitors present were: Shirley Gunter, Cindy Bounds, Henry Harris, Jr., David Toburen, Charles Leverette, Jack Thurmond, Billy Hopkins, Sallie Jones, George Brooker, Rosemary Hopkins, Ann Tanner, Patsy Winn, Norma Hopkins, Linda Echols, Kenneth Echols, Ruth Rogers, Betty Reese, Mary Burt, Susan H. Pope, Beth Ard, Jerry Ard, Gene Hopkins, Candy Hopkins, W. C. Branan, Susan Branan, Archecia Ann Cullars, Pam Gunter, Newton Gunter, Shavonne Ware, Maeozie Anthony, Ronnie Futch, Ashley Barnett, Clara Sutton, Mike Scarborough, Booker Jackson, Rachel Jackson, Lewis Brown, Michael Horgan, Kurt Wolfe, Paula Suggs, Evelyn George, Kay Robinson, Betty Hamilton, Hattie Callaway, Darius Jenkins, Bruce Fitzgerald, Paula Fitzgerald, Markia Booker, Carrington Tutt, Theron Wilkinson, Shameco Tutt, Carol Cartledge, Jeanne Davis-Blair, Rachel Moreland, M.V. Booker, Joseph Willis, Barbara Bacon, Javen Glenn, Charles Jackson, James Thomas, Jeanette Thomas, David Jenkins and Kip Burke of the News Reporter.

The meeting was opened in prayer by Attorney Fleming followed by the Pledge of Allegiance.

MINUTES APPROVED

On motion by Eaton, second by Cullars, council approved 6 to 0 the minutes of the regular meeting held September 13, 2010, pending correction of a typographical error.

AGENDA APPROVED

On motion by Eaton, second by Cullars, council approved 6 to 0 the meeting agenda as presented.

SIERRA QUINN – OPERATION CHRISTMAS CHILD

Sierra Quinn presented information to council about a “shoebox ministry” sponsored by her church for needy children in third world countries. Deadline for shoeboxes is the second week of November. More information can be found at SamaritansPurse.org.

POLICE DEPARTMENT REPORT

Capt. Glenn presented the monthly report and answered questions about incidents during the reporting period. Council member Rainey complimented new officer McCalla on his courteous and professional manner.

After discussion about when the community should celebrate this Halloween Trick or Treats, on motion by Pope, second by Tutt, council approved 6 to 0 to allow Trick or Treating on Saturday, October 30, 2010.

ROSEMARY HOPKINS – COMMUNITY INVOLVEMENT ISSUES

Rosemary Hopkins spoke to council about the need for elected officials to be involved in community activities and to act like leaders. Mrs. Hopkins cited numerous events in which officials can and should participate: tour of homes, Little Theatre productions, Mule Day and the Wills Memorial Hospital Auxiliary.

MAIN STREET – DAVID JENKINS

Main Street Director David Jenkins presented to council two resolutions: one a DOT Gateway Beautification Grant and an Electric Cities of Georgia Energy Audit resolution.

On motion by Eaton, second by Cullars, council approved 6 to 0 the DOT Gateway Beautification Grant resolution.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASHINGTON, AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GATEWAY GRANT, UPON AWARD OF THE GRANT, THE CITY COUNCIL SHALL ENTER INTO A MOWING AND MAINTENANCE AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION.

WHEREAS, many roadside areas and median strips within Department of Transportation rights of way must be maintained and attractively landscaped; and

WHEREAS, the City Council of the City of Washington, beautify and improve various rights of way by landscaping within the gateway on Whitehall Street; and

WHEREAS, the City Council of the City of Washington wish to authorize the Mayor to apply for a GATEway Grant from the Georgia Department of Transportation, and if awarded, to enter into a Mowing and Maintenance Agreement between City Council and the Georgia Department of Transportation.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Washington: Section 1. The City Council of the City of Washington hereby authorizes the Mayor to apply for a GATEway Grant. Upon award of the grant, the City Council shall enter into a Mowing and Maintenance Agreement between the City Council and the Georgia Department of Transportation.

Section 2. The City Clerk of the City of Washington is hereby directed to send copies of this Resolution to the Department of Transportation and all other persons as directed by the City Council.

APPROVED AND ADOPTED by the City Council of the City of Washington at the regular meeting assembled this 18th day of October, 2010.

On motion by Eaton, second by Tutt, council approved 6 to 0 the ECG Energy Audit resolution.

A RESOLUTION OF THE CITY OF WASHINGTON APPROVING THE GRANT SERVICES AGREEMENT WITH ELECTRIC CITIES OF GEORGIA, INC.; AUTHORIZING THE EXECUTION, DELIVERY AND PERFORMANCE OF SUCH AGREEMENT; AND FOR OTHER PURPOSES.

WHEREAS, Electric Cities of Georgia, Inc., a Georgia nonprofit corporation organized to perform services on behalf of its Participants pursuant to the Georgia Nonprofit Code and Section 115 of the Internal Revenue Code (the "Electric Cities"), and certain Participants, including, but not limited to, the CITY OF WASHINGTON (the "Grant Participant"), have entered into a Participant Services Contract, dated as of March 1, 2009 (each, a "Services Contract," and together, the "Services Contracts"); capitalized terms used herein, but not defined shall have the meaning set forth in the Services Contracts or the hereinafter defined Contract, as applicable; and

WHEREAS, the Georgia Environmental Facilities Authority ("GEFA") created certain funding opportunities under the 2009 State Energy Program and Energy Efficiency and Conservation Block Grant ("EECBG") Program, which are funded by the American Recovery and Reinvestment Act of 2009 (the "ARRA") and include the Renewable Energy Grant (the "Resident Grant") and the Utility Financing Grant for Residential Energy Efficiency (the "On-Bill Financing Grant," and together with the Renewable Grant and the Residential Grant, the "Grants"), and

WHEREAS, Electric Cities prepared joint applications for certain grants, including the Grants, on behalf of certain Participants (the "Grant Participants"), including the Grant Participant, that executed and delivered a Pre-Application and Certification (the "Pre-Applications") to Electric Cities respecting such grants; and

WHEREAS, Grant Participant's Pre-Application provides that, if Grant Participant, or Electric Cities on its behalf, is awarded Grant financing and as a condition precedent to Electric Cities distributing any Grant moneys to the Grant Participant, the Grant Participant shall (a) enter into an agreement and/or supplement or amendment to the Services Contract with Electric Cities setting forth reasonable terms and conditions

respecting the Grant and (b) comply with all applicable requirement, including, but not limited to, applicable provisions of the ARRA and applicable rules and regulations related to the Grants that have been, or may be, promulgated by GEFA, the United States Department of Energy or any other applicable governmental authority; and

WHEREAS, Electric Cities was successful in being awarded certain funds from GEFA under the Renewable Grant program, the Residential Grant program and the On-Bill Financing Grant program (the “Grant Programs”) on behalf of the applicable Grant Participants based on the Grant award and the Pre-Applications; and

WHEREAS, as a Georgia nonprofit formed on behalf of its Participants, Electric Cities must provide for a method by which any costs and expenses that it incurs respecting the Grants or the EECBG Grants, including those under the Electric Cities GEFA Contracts and any contracts with subcontractors for the performance of the Services (as defined in the Electric Cities GEFA Contracts) or services respecting the Co-Funded Projects and the EECBG-Only Projects be born by the applicable Grant Participants to the extent not reimbursed by GEFA from Grant or EECBG Grant funds; and

WHEREAS, Electric Cities, the Grant Participant and the other Grant Participants have caused to be prepared a draft Grant Services Contract, respecting the Grants, to be completed for each Grant Participant (together, the “Contracts”), a draft of which has been prepared with specifics particular to the Grant Participant and presented at this meeting (the “Contract”);

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Grant Participant in a meeting duly assembled, and it is hereby resolved by authority thereof, as follows:

Section 1. The Grant Participant hereby finds and determines that it is in its best interest to contract with Electric Cities under the terms of the Contract.

Section 2. The Grant Participant hereby approves and authorizes the execution, delivery and performance of the Contract, including the exhibits thereto, in substantially the form of the draft thereof presented at this meeting and filed in the Grant Participant’s meeting minutes, and hereby incorporated herein by reference, subject to such changes, additions and deletions made in the discretion of the City Administrator (the “Authorized Official”) of the Grant Participant, with advice of counsel. The Contract shall be executed by the Authorized Official, attested by the appropriate officer of the Grant Participant, and shall have the Grant Participant’s seal affixed thereto, and shall be delivered to Electric Cities, and when so executed and delivered, shall be binding upon the Grant Participant in accordance with its terms. Execution of the Contract as authorized herein shall be conclusive evidence of the Participant’s approval thereof.

Section 3. The Grant Participant hereby authorizes the Authorized Official and the Director of Economic Development to take any further actions and execute and deliver any other documents necessary to carry out the purpose of this Resolution, including, but not limited to, communicating the decisions of the Grant Participant to Electric Cities with respect to any matter respecting the Contract, as amended from time to time.

Section 4. In the adoption of this Resolution, the Grant Participant hereby recognizes that this action will be relied upon by other municipalities and systems that own and operate electric distribution systems and that adopt similar resolutions in furtherance of joint action through Electric Cities respecting the Grants, and that the Grant Participant is also relying upon the adoption of such resolutions by such other municipalities and systems. The Pre-Applications, the Contracts and the Services Contracts together constitute an intergovernmental contract among the Grant Participant, Electric Cities and the other Participants under the Intergovernmental Contracts Clause of the Constitution of the State of Georgia, Article IX, Section III, Paragraph I.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed. RESOLVED this 18th day of October, 2010.

DDA – PAM EATON

Council member Eaton reminded those present that the DDA meeting will be held on Thursday, October 21, 2010, 8:30 AM at Farmers State Bank. Ms. Jeannie Buttram will present a program on tourism at the October meeting.

Eaton also advised that the DDA is working on the Austin Dabney statue and upon commission of the statue work should be completed within 18 months.

COUNCIL REPORTS

POPE: Council member Pope advised that the GA DOT has approved funds to install a crosswalk on Andrew Drive at the BiLo store.

Administrator Eskew advised that the city is working with a private contractor to have street lines re-painted.

RAINEY: Council member Rainey advised that Energy Assistance applications will be taken for senior citizens on Nov 12 and 15 at the Third Shiloh center.

TUTT: Council member Tutt asked Tourism Director Ashley Barnett to explain about her recent “Leadership” honor. Tutt also advised that Washington-Wilkes is only one of twelve counties in the state designated as “camera ready”. Tutt further advised that persons having taken the Work Ready Assessment testing can re-take portions that they previously scored low on.

BARNETT: Council member Barnett asked for clarification on payment of proposed revenue bonds, should the hotel not be profitable. City Administrator Eskew advised that through an intergovernmental contract with the URA bonds will be backed by city revenues.

Barnett raised questions about a feasibility study commissioned by Ray McClendon of Gourmet Services, Inc. Citizens were advised that GSI was asked to update an existing hotel project study in April 2009 by a unanimous voted council members present.

Barnett suggested that the URA should consist of six members: three from each district. City Attorney Fleming will look into state law governing the authority membership.

CULLARS: Council member Cullars voiced concern with businesses not being cut off for delinquent payment. Cullars further pointed out that utility rates have had increases on a regular basis since 1987.

ADJOURNMENT: On motion by Barnett, second by Pope, council approved 6 to 0 adjournment at 6:45 PM.

_____MAYOR
_____CLERK